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BJ 21-404 PO
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
SASHA E. REED,

Docket No.:

Plaintiff,

-against-

NOTICE OF REMOVAL

BJ'S WHOLESALE CLUB, INC. and
BJ'S WHOLESALE CLUB HOLDINGS, INC.

Defendants.

-----X

**TO THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK:**

Defendant, BJ'S WHOLESALE CLUB, INC. i/s/h/a "BJ'S WHOLESALE CLUB, INC. and BJ'S WHOLESALE CLUB HOLDINGS, INC.", for the removal of this action from the Supreme Court of the State of New York, County of QUEENS, to the United States District Court for the EASTERN District of New York, respectfully shows this Honorable Court:

FIRST: Defendant, BJ'S WHOLESALE CLUB, INC., is a defendant in a Civil action brought against it in the Supreme Court of the State of New York, County of QUEENS, entitled:

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

-----X
SASHA E. REED,

Index No.: 705755/2021

Plaintiff,

-against-

BJ'S WHOLESALE CLUB, INC. and
BJ'S WHOLESALE CLUB HOLDINGS, INC.,

Defendants.

-----X

Copies of the Summons, the Complaint, and BJ'S WHOLESALE CLUB, INC.'s Answer are annexed hereto as Exhibit "A".

SECOND: That this action seeks recovery for damages sustained as a result of personal injuries allegedly suffered by the plaintiff while on the defendant's premises.

THIRD: The grounds for removal are that this Court has original jurisdiction pursuant to 28 U.S.C.A. § 1332(a)(1). The amount in controversy exceeds the sum or value of \$75,000, exclusive of interests and costs, and is between citizens of different States. Annexed hereto as Exhibit "B" is defendant's Combined Discovery Demands. Annexed hereto as Exhibit "C" is plaintiff's Response to Discovery Demands, received by this defendant on April 19, 2022.

FOURTH: The defendant, BJ'S WHOLESALE CLUB, INC., is a Delaware Corporation with its corporate headquarters and principal place of business in Massachusetts. Thus, for diversity purposes, the defendant is a citizen of Massachusetts and/or Delaware pursuant to 28 U.S. Code § 1332 (C)(1)

FIFTH: That upon information and belief Plaintiff is a citizen of the State of New York, County of QUEENS.

SIXTH: In that this action is between citizens of different states and seeks damages in excess of \$75,000.00, than pursuant to 28 U.S.C.A. § 1332 and 28 U.S.C.A. § 1441 and § 1446 the case should be removed from the Supreme Court of the State of New York, County of QUEENS to the United States District Court for the Eastern District of New York.

Dated: Northport, New York
May 17, 2022

Yours, etc.

BRODY, O'CONNOR & O'CONNOR, ESQS.
Attorneys for Defendant

By:


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